(19)

HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (S) No. 2704 of 2007

PETITIONERS : 1. Smt. Sheela Shukla (Before Marriage Sheela Sharma) Aged 49 Years, W/o Shri Kamlesh Shukal, Assistant Teacher, Govt. Boys Primary School No. 7, Station Para, Rajnandgaon.

2. Bhuwan Lal Patel, Aged about 47 years, S/o Shivcharan Patel, Assistant Teacher, Govt. Primary School, Bhodiya Shankul-Hardi, Distt. Rajnandgaon (C.G.)

VERSUS

RESPONDENTS : 1. The State Government of Chhattisgarh Through the Secretary, Education & Tribal Department, D.K.S. Bhavan, Raipur (C.G.)

2. Director Public Instruction Raipur (C.G.)

3. District Education Officer, Rajnandgaon (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

S.B. : HON'BLE JUSTICE SHRI SATISH K. AGNIHOTRI

Present: Mr. Somkant Verma, Advocate for the petitioners.
Mr. Arvind Dubey, Panel Lawyer for the State / respondents.

ORDER

(Passed on 4th day of May, 2007)

1. Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the fact and question of law involved in the present writ petition are the same to that of in **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another {2006 (II) MPJR-CG 96}**, which has been disposed of vide order dated 03.04.2006. Learned counsel

appearing for the respondents does not controvert the said submission.

2. Accordingly, the writ petition is allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** (Supra), subject to verification of the fact as to whether the petitioners have acquired B.Ed. Examination Certificate on their own expenses as per the circulars dated 24.12.1998 and 01.03.1999 and further whether they have been paid two advance increments or not. No order as to costs.

Sd/-
Satish K.Agnihotri
Judge